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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/638,846	08/11/2003	James F. McGuckin JR.	1224 CON	4450
75	7590 03/09/2006		EXAMINER	
Neil D. Gershon			BAXTER, JESSICA R	
Rex Medical, L.P.			ART UNIT	PAPER NUMBER
Suite 2 2023 Summer S	? <b>+</b>			TALER NOMBER
Stamford, CT 06905			3733	
			DATE MAILED: 03/09/2006	

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION		ATTORNEY DOCKET NO.
10/638,846			EXAMINER	
			ART UNIT	PAPER
				03062006
			DATE MAILED	<b>)</b> :

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**Commissioner for Patents** 

Art Unit: 3733

#### **DETAILED ACTION**

### Response to Amendment

The reply filed on 12 December 2005 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

Applicant has failed to specifically point out the support in the original disclosure for each of the newly presented claim limitations, i.e. "closed loops" (M.P.E.P. 714.02). This term is not clearly understood from the figures or the specification. Because of the procedure outlined in M.P.E.P. 2163.06 for interpreting the claims, it is noted that other art may be applicable under 35 U.S.C. 102 or 35 U.S.C. 103(a) once the aforementioned problem under 35 U.S.C. 112, first paragraph, is corrected.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE** (1) **MONTH** or **THIRTY** (30) **DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment.

EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

#### Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jessica R. Baxter whose telephone number is 571-272-4691. The examiner can normally be reached on M-F 8:30AM - 5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Eduardo Robert can be reached on 571-272-4719. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 3733

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Jessica R Baxter Examiner Art Unit 3733

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EDUARDOC. ROBERT SUPERVISORY PATENT EXAMINER